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Attorneys for Defendant

Countrywide Home Loans, Inc.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

JAY RALSTON, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

MORTGAGE INVESTORS GROUP, INC.;
MORTGAGE INVESTORS GROUP, a general
partnership; COUNTRYWIDE HOME LOANS,
INC. AND DOES 3-10,

Defendants.

Case No. 08-CV-00536-JF (PSG)

**ORDER APPROVING
STIPULATION EXTENDING TIME FOR
COUNTRYWIDE HOME LOANS, INC.
TO FILE REPLY BRIEFS IN SUPPORT
OF MOTION TO EXCLUDE THE
TESTIMONY OF LEONARD H. LYONS
AND MOTION TO STRIKE PORTIONS
OF JESSICA MOY'S DECLARATION IN
SUPPORT OF PLAINTIFF'S
CORRECTED MOTION FOR CLASS
CERTIFICATION, AND FOR PLAINTIFF
TO FILE REPLY IN SUPPORT OF
CORRECTED MOTION FOR CLASS
CERTIFICATION**

Courtroom: 3 - 5th Floor

Judge: Hon. Jeremy Fogel

STIPULATION EXTENDING TIME FOR COUNTRYWIDE HOME LOANS, INC. TO FILE REPLY BRIEFS IN SUPPORT OF MOTION TO EXCLUDE THE TESTIMONY OF LEONARD H. LYONS AND MOTION TO STRIKE PORTIONS OF JESSICA MOY'S DECLARATION IN SUPPORT OF PLAINTIFF'S CORRECTED MOTION FOR CLASS CERTIFICATION, AND FOR PLAINTIFF TO FILE REPLY IN SUPPORT OF CORRECTED MOTION FOR CLASS CERTIFICATION

Pursuant to Civil Local Rules 6-2 and 7-12, plaintiff Jay Ralston ("Plaintiff"), and defendant Countrywide Home Loans, Inc. ("CHL") (together, with Plaintiff, the "Parties"), through their undersigned counsel, stipulate as follows:

WHEREAS, on May 25, 2011, Plaintiff filed a Corrected Motion for Class Certification ("Class Motion") (Dkt. No. 243);

WHEREAS, on August 30, 2011, CHL filed an Opposition to the Class Motion (Dkt. No. 271);

WHEREAS, on August 30, 2011, CHL filed a Motion to Exclude the Testimony of Leonard H. Lyons (Dkt. No. 275) and a Motion to Strike Portions of Jessica Moy's Declaration in Support of Plaintiff's Corrected Motion for Class Certification (Dkt. No. 274) (collectively, the "Motions");

WHEREAS, on September 13, 2011, Plaintiff filed Oppositions to the Motions (Dkt. Nos. 288, 292);

WHEREAS, under Civil Local Rule 7-3(c), CHL's Replies in support of the Motions currently are due on September 20, 2011;

WHEREAS, Plaintiff's Reply in support of the Class Motion currently is due on September 30, 2011 (Dkt. No. 254);

WHEREAS, on September 13, 2011, this Court moved the hearing date on the Class Motion and CHL's Motions from October 14, 2011 to December 9, 2011 (Dkt. No. 287);

WHEREAS, in light of the short period to file replies and the fact that the Court moved the hearing date, CHL requested, and Plaintiff agreed, to extend the time for CHL to file its Replies by one week to September 27, 2011;

WHEREAS, contemporaneous with CHL's request to extend the time to file its Replies, Plaintiff requested, and CHL agreed, to extend the time for Plaintiff to file his Reply in support of the Class Motion by two weeks to October 14, 2011;

1 WHEREAS, no trial date has been set;

2 WHEREAS, the requested time modifications will not have any effect on the schedule for
3 the case;

4 WHEREAS, this Stipulation is without prejudice to, or waiver of, any rights or defenses
5 otherwise available to the Parties in this action;

6 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, between Plaintiff,
7 by his undersigned counsel, and CHL, by its undersigned counsel, that, subject to the approval of
8 the Court, (1) CHL shall file its Replies in support of the Motions on or before September 27,
9 2011, and (2) Plaintiff shall file his Reply in support of the Class Motion on or before October 14,
10 2011.

11 Respectfully submitted,

12 Dated: September 20, 2011

/s/ Brooks R. Brown

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Attorneys for Defendant
Countrywide Home Loans, Inc.

1 Dated: September 20, 2011

/s/ David M. Arbogast

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9 Attorneys for Plaintiff:

10 *Jay Ralston*

11
12 **~~[PROPOSED]~~ ORDER**

13 PURSUANT TO STIPULATION, IT IS SO ORDERED

14
15 Dated: 9/27/2011

16 
17 Judge Jeremy Fogel

ECF CERTIFICATION

Pursuant to General Order No. 45, § X.B., the filing attorney attests that he has obtained concurrence regarding the filing of this document from the signatories to the document.

Dated: September 20, 2011

GOODWIN PROCTER LLP
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By: /s/ Brooks R. Brown

Attorneys for Defendant:
Countrywide Home Loans, Inc.

PROOF OF SERVICE

I further certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on September 20, 2011.

/s/ Brooks R. Brown
Brooks R. Brown